IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.286 OF 2005
IN
WRIT PETITION NO.411 OF 1994

M/s.Toshniwal Agrochem Ltd. & Anr. ..Petitioners
Vs.
Union of India & Ors. ..Respondents

Mr.H.R.Shetty for the Petitioners.
Mr.P.S.Jetly for the Respondents.

CORAM :- DR.S.RADHAKRISHNAN &
V.C.DAGA, JJ.

DATE : 14TH JUNE, 2007

P.C.

1. Heard the learned Counsel for the parties. By this Notice of Motion the Petitioners are seeking to recall of order dated 19th April,2005, whereby the above Petition was dismissed in default. Perused the Notice of Motion and the affidavit-in-support thereof. For the reasons stated therein sufficient cause is made out for recalling the order dated 19th April,2005 passed in the above Petition. There is no case of inaction, negligence or want of bonafide on the part of the Petitioners. Hence, the Petition is restored to file.

2. Place the matter on board for final hearing on 4th July,2007.

(V.C.DAGA,J.) **(DR.S.RADHAKRISHNAN,J.)**